

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Stefan Gustavsson  
Serial No.: 10/561,383  
International Filing Date: June 8, 2004

Confirmation No.: 6472  
International Application No.: PCT/EP2004/051059

For: **DEVICE AND METHOD FOR VOICE ACTIVITY DETECTION**

Date: August 31, 2007

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE**

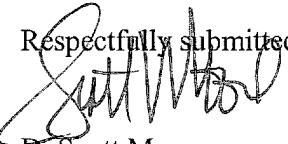
Sir:

This paper is submitted in response to the Notification Of Defective Response Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US), mailed August 21, 2007 ("the Notice"). The Notice requires submission of a declaration of the inventors and payment of the late oath or declaration surcharge. Applicant submits that the Notice was issued in error and should be withdrawn for the reasons discussed below.

The present application is a national stage of a PCT application that was filed with a Declaration of Inventorship under Rule 4.17. Please find attached a copy of the Rule 4.17 declaration that references the European priority application no. 03445076.7 as well as the PCT application no. PCT/EP2004/051059 (see upper right hand corner). Accordingly, Applicant submits that the application as filed met the requirement for an oath or declaration of the inventors and requests withdrawal of the Notification of Defective Response and acceptance of the national stage application without further charges.

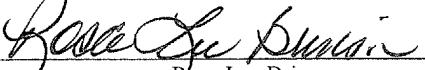
No fee is believed due as Applicant believes the Notice was issued in error. However, the Commissioner is hereby authorized to charge any deficiency, or credit any refund, to Deposit Account No. 50-0220. If any extension of time for the accompanying response or submission is required, Applicant requests that this be considered a petition therefor.

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Respectfully submitted,  
  
D. Scott Moore  
Registration No. 42,011

**CERTIFICATION OF TRANSMISSION**

I hereby certify that this correspondence is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4) to the U.S. Patent and Trademark Office on August 31, 2007.

Signature:   
Rosa Lee Brinson

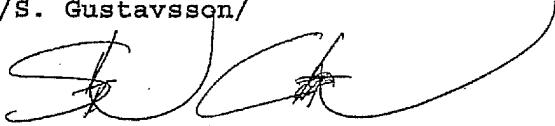
## PCT REQUEST

Print Out (Original in Electronic Form)

VIII-4-1	Declaration: Inventorship (only for the purposes of the designation of the United States of America) Declaration of Inventorship (Rules 4.17(iv) and 51bis.1(a)(iv)) for the purposes of the designation of the United States of America:	<p>I hereby declare that I believe I am the original, first and sole (if only one inventor is listed below) or joint (if more than one inventor is listed below) inventor of the subject matter which is claimed and for which a patent is sought.</p> <p>This declaration is directed to the international application of which it forms a part (if filing declaration with application).</p> <p>I hereby declare that my residence, mailing address, and citizenship are as stated next to my name.</p> <p>I hereby state that I have reviewed and understand the contents of the above-identified international application, including the claims of said application. I have identified in the request of said application, in compliance with PCT Rule 4.10, any claim to foreign priority, and I have identified below, under the heading "Prior Applications", by application number, country or Member of the World Trade Organization, day, month, and year of filing, any application for a patent or inventor's certificate filed in a country other than the United States of America, including any PCT international application designating at least one country other than the United States of America, having a filing date before that of the application on which foreign priority is claimed.</p>
VIII-4-1-1	Prior applications:	03445076.7, EP, 17 June 2003 (17.06.2003)

## PCT REQUEST

Paper Copy (NOT for submission)

<p>I hereby acknowledge the duty to disclose information that is known by me to be material to patentability as defined by 37 C.F.R. § 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the PCT international filing date of the continuation-in-part application. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.</p>		
VIII-4-1- 1-1	Name (LAST, First)	GUSTAVSSON, Stefan
VIII-4-1- 1-2	Residence: (city and either US State, if applicable, or country)	Helsingborg, Sweden
VIII-4-1- 1-3	Mailing address:	Norra Stenbocksgatan 46 S-254 43 Helsingborg Sweden
VIII-4-1- 1-4	Citizenship:	SE
VIII-4-1- 1-5	Inventor's Signature: (if not contained in the request, or if declaration is corrected or added under Rule 26ter after the filing of the international application. The signature must be that of the inventor, not that of the agent)	/S. Gustavsson/  (2004-07-01)
VIII-4-1- 1-6	Date: (of signature which is not contained in the request, or of the declaration that is corrected or added under Rule 26ter after the filing of the international application)	08 June 2004 (08.06.2004)